

Provisions in Assembly Bill 802 (Williams, Chapter 590, Statutes of 2015) Regarding Benchmarking

1. The Commission is required to adopt regulations relating to the obligation of utilities to disclose energy consumption data to owners and operators of all covered buildings, defined as all nonresidential buildings and multifamily buildings with 5 or more active utility accounts upon request. The Commission's responsibilities include, but are not limited to, specifying the manner in which tenant consent shall be obtained when necessary.
2. The Commission is required to develop and implement a program providing for the delivery to the commission and public disclosure of benchmarking of energy use data for certain covered buildings greater than 50,000 square feet. The Commission's responsibilities include, but are not limited to:
 - Identifying what energy usage data needs to be collected, how should it be collected and what information should be made public
 - Identifying what other additional information needs to be collected (like building square footage) that is necessary to develop relevant metrics
 - Developing analytical tools and metrics for public reporting
 - Establishing the infrastructure necessary to securely collect raw energy usage information, analyze it, and publically report select metrics
 - Specifying the manner in which certain benchmarking of energy use shall be publicly disclosed
 - Specifying what information shall be delivered to the Commission, and collecting this information
 - Determining which covered buildings are not subject to the public disclosure requirement
 - Setting a schedule to implement the requirements for public disclosure adopted by the commission
 - Determining if compliance with a local or county benchmarking program fulfills the commission's requirements adopted pursuant to PRC Section 25402.10
 - Identifying categories of information it receives pursuant to this section that are protected from release under either the California Public Records Act or the Information Practices Act
3. The Commission is tasked with enforcing the program, and is given authority to assess fines for noncompliance.